



Janet T. Mills
Governor

STATE OF MAINE
DEPARTMENT OF PROFESSIONAL
AND FINANCIAL REGULATION
BUREAU OF INSURANCE
34 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0034

Eric A. Cioppa
Superintendent

NOTICE OF RULEMAKING

Notice is hereby given that the Superintendent of Insurance will hold a public hearing on January 5, 2022 at 3:00 p.m. from the Department of Professional and Financial Regulation, 76 Northern Avenue, Gardiner, Maine to receive comments concerning the proposed amendment to 02 031 C.M.R. Chapter 365, Standards for Independent Dispute Resolution of Emergency Medical Service Bills. The hearing will take place by an audio-visual link, and instructions for registering for and attending the hearing remotely, by either audiovisual link or telephone, are on the Bureau of Insurance [website](#).

The purpose of the proposed rulemaking is to conform the current rule to changes enacted by PL 2021, c. 222 (LD 46, An Act To Further Protect Consumers from Surprise Medical Bills), repealing the \$750 threshold for requesting dispute resolution of a bill, and prohibiting a provider from requesting resolution of a health care service for 90 days after a IDR entity has determined a fee for the same service; and to eliminate the IDR ambulance exclusion consistent with the October 1, 2021 repeal of 24-A M.R.S. § 4303-C(2)(D).

A copy of the proposed rule is at <https://www.maine.gov/pfr/insurance/legal/rules/index.html>.

The rule is proposed in accordance with 24-A M.R.S. §§ 212, 4303-C, and 4303-E.

The Bureau of Insurance relied upon the following primary source(s) of information in developing the proposed amendment to Rule Chapter 365: the professional judgment of Bureau staff; changes enacted by PL 2021, c. 222 (LD 46, An Act To Further Protect Consumers from Surprise Medical Bills); and 24-A M.R.S. § 4303-C(2)(D).

All interested persons are invited to provide oral comments at the hearing or to submit written comments. Written comments must be received no later than January 17, 2022 at 4:30 p.m. and should be addressed to: Brittnee Greenleaf, 34 State House Station, Augusta, ME 04333-0034 or Brittnee.L.Greenleaf@maine.gov. A copy of the statement of impact on small business may be obtained from Ms. Greenleaf.

The Department of Professional and Financial Regulation does not discriminate on the basis of disability in the admission to, access to, or operation of its programs, services or activities. Individuals in need of auxiliary aid for effective communication in the hearing are invited to make their needs and preference known to Ms. Greenleaf either by e-mail or telephone at (207) 624-8491, sufficiently in advance of the hearing so that appropriate arrangements can be made.

DATED: December 3, 2021

Eric A. Cioppa
Superintendent of Insurance



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